

**United States Bankruptcy Court
Northern District of Ohio
Eastern Division at Canton**

In re:	*	Case No. 16-62113
	*	
Mitchell Thomas Bieniek	*	Chapter 13
	*	
Cheri Lynn Bieniek	*	Judge Russ Kendig
	*	
Debtors	*	

**MOTION TO EXTEND THE AUTOMATIC STAY PURSUANT TO
§362(c)(3)(B) AS TO ALL CREDITORS**

Come now the Debtors, by and through the undersigned counsel, to hereby move this Honorable Court to issue an Order extending the automatic stay in the above-referenced Chapter 13 proceeding as to all creditors and, as grounds therefore, states as follows:

1. The Debtor filed for relief under Chapter 13 of the United States Bankruptcy Code in the Northern District of Ohio, Eastern Division, on October 12, 2016.
2. This is a core proceeding.
3. The Debtor had previously filed a Chapter 13 petition, Case No. 14-62592, that was dismissed within twelve (12) months of the filing of the current petition.
4. The Debtor seeks an extension of the automatic stay imposed pursuant to 11 U.S.C. §362(c)(3)(A) as to all creditors until further order of this Court or discharge to effectuate an orderly plan of reorganization pursuant to 11 U.S.C. §362(c)(3)(B).

5. Although the prior case was dismissed, there are changes in circumstances that will allow the Debtor to be successful in his current Chapter 13 Bankruptcy. In the last case Mitchell Bieniek lost his job. Mitchell is now back to work full-time.
6. This change in circumstance shall enable the Debtors to successfully fund this Chapter 13 case.

WHEREFORE, the Debtor prays that this Court enter an Order extending the automatic stay in this proceeding as to all parties in interest until further Order of this Court or discharge and for such other relief as may be just under the circumstances.

Submitted by:
/s/ John R. Bates
John R. Bates #0060151
Attorney for Debtor
436 Fair Ave NW
New Philadelphia OH 44663
Phone: 330-339-0000
Fax: 1-866-379-1162

**NOTICE OF MOTION TO EXTEND THE AUTOMATIC STAY PURSUANT TO
§ 362 (c)(3)(B) AS TO ALL CREDITORS**

John R Bates, Attorney for Debtor(s), has filed papers with the Court for an order to extend the automatic stay past thirty (30) days in the above captioned case.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to approve this motion, or if you want the Court to consider your views on the motion, then on or before October 28, 2016, you or your attorney must file your objections with the court, at:

Clerk of Courts, Ralph Regula, U.S. Courthouse, 401 McKinley Ave SW, Canton, OH 44702

If you mail your objection to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above.

You must also mail a copy to:

John R. Bates, Attorney at Law, 436 Fair Ave NW, New Philadelphia, OH 44663

Toby L. Rosen, Chapter 13 Trustee, Charter One Bank Building, 4th Floor, 400 W. Tuscarawas Street, Canton, OH 44702-2018

If you or your attorney do not take these steps, the court may decide that you do not oppose the motion and may enter an order approving it.

Date: October 13, 2016

/s/ John R. Bates
John R. Bates
Attorney for debtor(s)
436 Fair Ave NW
New Philadelphia OH 44663
Phone: 330-339-0000
Fax: 1-866-379-1162

CERTIFICATE OF SERVICE

I hereby certify that the foregoing MOTION TO EXTEND THE AUTOMATIC STAY PURSUANT TO § 362 (c)(3)(B) AS TO ALL CREDITORS and Notice was electronically transmitted on or about October 13, 2016 via the Court's CM/ECF system to the following who are listed on the Court's Electronic Mail Notice List:

Chapter 13 Trustee, Toby L. Rosen.

I further certify that the following received notice by regular U.S. Mail at the specified address on the date first set forth above:

All creditors on the attached matrix

/s/ John R. Bates
John R. Bates, Attorney for Debtor(s)

Label Matrix for local noticing
0647-6
Case 16-62113-rk
Northern District of Ohio
Canton
Thu Oct 13 10:26:07 EDT 2016

American infosource
San Felipe Plaza
5847 San Felipe St #1200
Houston TX 77057-3167

Cash Back Payday Loans
4650 C East Sunset Rd
Henderson NV 89014-2263

Central Portfolio Control
6640 Shady Oak Rd Suite 300
Eden Prairie MN 55344-7710

City of Wooster
PO Box 291805
Dayton OH 45429-0805

Comenity Bank/Dress Barn
Attention: Bankruptcy
P O Box 182686
Columbus OH 43218-2686

Comenitybank/marathon
Po Box 182789
Columbus OH 43218-2789

David Sed
Po Box 672
Ravenna OH 44266-0672

Ffcc-clvland
24700 Chagrin Blvd Ste 2
Cleveland OH 44122-5647

First Federal Credit C
24700 Chagrin Blvd Ste 2
Cleveland OH 44122-5662

United States Bankruptcy Court
Ralph Regula U.S. Courthouse
401 McKinley Avenue SW
Canton, OH 44702-1745

Bloomington Medical Svcs
1761 Beall Ave
Wooster OH 44691-2342

Cash Net 500 com
2533 N Carson
Carson City NV 89706-0242

Century Link
PO Box 4300
Carol Stream IL 60197-4300

Clear Picture Inc
PO Box 1000
Massillon OH 44648-1000

Comenity Bank/Giant Eagle
Attention: Bankruptcy
Po Box 182125
Columbus OH 43218-2125

Credit Collection Service
Client Services
2 Wells Ave Dept 9133
Newton Center MA 02459-3225

Debt Recovery Solutions
PO Box 1307
Mansfield OH 44901-1307

Fidelity Properties In
Po Box 2055
Alliance OH 44601-0055

Gemb/walmart
Attn: Bankruptcy
Po Box 103104
Roswell GA 30076-9104

(c)AKRON GENERAL MEDICAL CENTER
1 AKRON GENERAL AVE
AKRON OH 44307-2463

CBSC Inc
PO Box 2818
North Canton OH 44720-0818

Cbsc Inc
6973 Promway Ave NW
North Canton OH 44720-7321

Citi
PO Box 6243
Sioux Falls SD 57117-6243

Cleveland Clinic
PO Box 931720
Cleveland OH 44193-1828

Comenity Bank/ctpr bks
4590 E Broad St
Columbus OH 43213-1301

David A Sed
269 West Main St
PO Box 672
Ravenna OH 44266-0672

F S Radiology
PO Box 4632
Houston TX 77210-4632

First Credit
PO Box 13283
Fairlawn OH 44334-8683

Internal Revenue
PO Box 7346
Philadelphia PA 19101-7346

JP Recovery Services
PO Box 16749
Rocky River OH 44116-0749

James L Blunt
445 W Longview Ave
Mansfield OH 44903-4155

Kohls Department Stores
PO Box 55126
Boston MA 02205-5126

Kohls/capone
N56 W 17000 Ridgewood Dr
Menomonee Falls WI 53051-7096

Professional Bureau of Collections
PO Box 628
Elk Grove CA 95759-0628

Quantum 3 Group
12006 98th Ave NE
Suite 200
Kirkland WA 98034-4218

Rbc Bank
Attn: Bankruptcy
Po Box 90248
Raleigh NC 27675-0248

Revenue Recovery Corp
PO Box 2698
Knoxville TN 37901-2698

Rise
4150 International
Fort Worth TX 76109-4892

State of Ohio Department of Taxatio
150 East Gay St
21st Floor
Columbus OH 43215-3191

Summa Emergency Assoc Inc
PO Box 1649
Akron OH 44309-1649

Team
PO Box 1643
Stow OH 44224-0643

Verizon
500 Technology Dr
Ste 550
Weldon Spring MO 63304-2225

Wayne County Court of Common Pleas
107 West Liberty Street
Wooster OH 44691-4850

Wayne County Municipal Court
215 N Grant St
Wooster OH 44691-4817

Wayne Savings Community Bank
1908 Cleveland Rd
Wooster OH 44691-2237

West Asset Management
11808 Miracle Hills Dr
Omaha NE 68154-4403

West Asset Management
2703 N Highway 75
Sherman TX 75090-2567

Wooster City Services
PO Box 1128
Wooster OH 44691-7082

Wooster Community Hospital
1761 Beall Ave
Wooster OH 44691-2399

Cheri Lynn Bieniek
826 Mindy Lane
Wooster, OH 44691-1418

John R. Bates
436 Fair Avenue NW
New Philadelphia, OH 44663-1904

Mitchell Thomas Bieniek
826 Mindy Lane
Wooster, OH 44691-1418

Toby L. Rosen
Toby L. Rosen, Trustee
400 W Tuscarawas Street
Citizens Bank Bldg. 4th Floor
Canton, OH 44702-2044

Addresses marked (c) above for the following entity/entities were corrected
as required by the USPS Locatable Address Conversion System (LACS).

Akron General Medical Center
400 Wabash Ave
Akron OH 44307-2433